

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
BRYSON CITY DIVISION**

CIVIL NO. 2:07CV28

B. DIANE YARD,

Plaintiff,

Vs.

**MICHAEL J. ASTRUE, Commissioner
of Social Security Administration,**

Defendant.

J U D G M E N T

For the reasons set forth in the Memorandum and Order filed
herewith,

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that
the Plaintiff's motion for summary judgment is **DENIED**; the Defendant's
motion for summary judgment is **ALLOWED**; the decision of the
Commissioner that the Plaintiff was not disabled and entitled to social
security benefits before September 7, 2004, is **AFFIRMED**; and this matter
is hereby **DISMISSED WITH PREJUDICE** in its entirety.

Signed: August 26, 2009

A handwritten signature in dark ink, appearing to read "Lacy H. Thornburg", written over a horizontal line.

Lacy H. Thornburg
United States District Judge

